

07 JAN 2008



United States Patent and Trademark Office

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

COHEN, PONTANI, LIEBERMAN & PAVANE
551 FIFTH AVENUE
SUITE 1210
NEW YORK, NY 10176

In re Application of
Oser et al.
Application No.: 10/583,936
PCT No.: PCT/EP04/53650
Int. Filing Date: 22 December 2004
Priority Date: 22 December 2003
Attorney Docket No.: 5151-18PUS
For: An Apparatus And Method For Converting
Heat Energy To Mechanical Energy

DECISION

ON

PETITION

This is in response to the renewed petition under 37 CFR 1.47(a) filed on 03 December 2007.

DISCUSSION

In a Decision mailed on 28 September 2007, the petition under 37 CFR 1.47(a) filed on 11 July 2007 was dismissed, without prejudice, because

Petitioner has provided a “Declaration...” signed by Erwin Oser, which references attached documentary evidence and suggests that a copy of the application papers and a declaration were sent to Mr. Rannow. However, inspection of the English translation of the letter to Mr. Rannow, dated 11 (or 2) November 2006, reveals that it does not explicitly identify the application numbers for which documents are attached. Rather, it merely alludes to “the three patent applications that have been filed or amended in the USA.” Therefore, it is uncertain whether or not the correspondence sent to Mr. Rannow in November of 2006 in fact included a copy of the instant application papers, and an oath or declaration directed to this specific application. As such, it would not be appropriate at this time to conclude that requirement (2) has been satisfied.

Upon review of the instant renewed petition, petitioner is found to have satisfied requirement (2). Therefore, all of the requirements of 37 CFR 1.47(a) have now been satisfied.

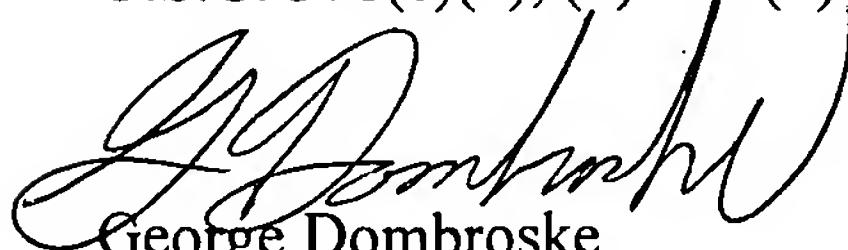
DECISION

The petition under 37 CFR 1.47(a) is **GRANTED**.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the non-signing inventors at their last known addresses of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

The application is being returned to the National Stage Processing Branch for processing as the U.S. National Stage of the above-identified international application. Its date under 35 U.S.C. 371(c)(1), (2) and (4) is 11 July 2007.



George Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
Tel: (571) 272-3283
Fax: (571) 273-0459

07 JAN 2008



United States Patent and Trademark Office

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Michael Rannow
c/o Vacutec GmbH (bzw. Nero Energy GmbH)
Max-Planck-Strasse 11
53577 Neustadt (Wied) - Fernthal
GERMANY

In re Application of
Oser et al.
Application No.: 10/583,936
PCT No.: PCT/EP04/53650
Int. Filing Date: 22 December 2004
Priority Date: 22 December 2003
Attorney Docket No.: 5151-18PUS
For: An Apparatus And Method For Converting
Heat Energy To Mechanical Energy

Dear Mr. Rannow:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at (571) 272-3283. Requests for information regarding your application should be directed to the File Information Unit at (703) 308-2733. Requests for information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703) 308-9726 or 1(800) 972-6382 (outside the Washington D.C. area).

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Mail Stop PCT, P.O. Box 1450, Alexandria, VA 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

George Dombroske
PCT Legal Examiner
Office of PCT Legal Administration
Tel: (571) 272-3283
Fax: (571) 273-0459

COHEN, PONTANI, LIEBERMAN & PAVANE
551 FIFTH AVENUE
SUITE 1210
NEW YORK, NY 10176



United States Patent and Trademark Office

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

OFFICIAL GAZETTE NOTICE

37 CFR 1.47 Notice by Publication

Notice is hereby given of the filing of an application with a petition under 37 CFR 1.47 requesting acceptance of the application without the signature of a joint inventor. The petition has been granted. A notice has been sent to the last known address of the non-signing inventor. The inventor whose signature is missing (Michael RANNOW) may join in the application by promptly filing an appropriate oath or declaration complying with 37 CFR 1.63. The international application number is PCT/EP2004/053650 and was filed on December 22, 2004 in the names of Erwin OSER and Michael RANNOW for the invention entitled DEVICE AND METHOD FOR CONVERTING HEAT ENERGY INTO MECHANICAL ENERGY. The national stage application number is 10/583,936 and has a 35 U.S.C. 371(c)(1), (2) and (4) date of July 11, 2007.